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PATENT
Attorney Docket No. 09700.0075-00
SAP Reference No. 2003P00413US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
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Arndt ROSENTHAL et al.) Group Art Unit: 2192
)
Application No.: 10/658,593) Examiner: Michael J. YIGDALL
)
Filed: September 8, 2003) Confirmation No.: 1930
)
For: CONVERTING AND EXECUTING)
APPLICATIONS)

Mail Stop: Patent Ext.
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT

Pursuant to 37 C.F.R. § 1.705(d), Applicant respectfully requests reconsideration of the patent term of the above-identified patent in view of the *Wyeth v. Dudas* decision. As required by 37 C.F.R. § 1.705(d), this request is accompanied by a fee of \$200.00 as set forth in 37 C.F.R. § 1.18(e) and includes a statement of facts pursuant to 37 C.F.R. § 1.705(b)(1). The statement of facts is as follows:

1. The present patent matured from U.S. Application No. 10/658,593, which was filed on September 8, 2003.

2. The U.S. Patent and Trademark Office (the "USPTO") mailed a first non-final Office Action on February 9, 2007. The USPTO's delay in mailing the first Office Action past the date that is fourteen months from Applicant's September 8, 2003, filing date was 823 days. See 37 C.F.R. § 1.703(a)(1).

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